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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ELIAS SANTANA TLAHUITZO,  
a/k/a Elias Tlahuitzo Santana,  
a/k/a Pedro Martinez Hernandez,  
a/k/a Gilberto Arena,  
a/k/a Christian Bxochitli,  
a/k/a Jesse S. Meyualco,

Defendant.

NO. CR 11-0027 CRB

**STIPULATION AND ~~PROPOSED~~  
ORDER EXCLUDING TIME UNDER 18  
U.S.C. § 3161**

On January 24, 2011, the parties in this case appeared before the Court. At that time, the Court set the matter to February 16, 2011. The parties have agreed to exclude the period of time between January 24, 2011 and February 11, 2011, from any time limits applicable under 18 U.S.C. § 3161. The parties have represented that granting the exclusion would allow the reasonable time necessary for effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the ends of justice served by granting such an

1 exclusion of time outweigh the best interests of the public and the defendant in a speedy  
2 trial. 18 U.S.C. § 3161(h)(7)(A). At the hearing, the Court made findings consistent with this  
3 agreement. **SO STIPULATED:**

4 MELINDA HAAG  
5 United States Attorney

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7 DATED: January 24, 2011

8 /s/  
9 LOWELL C. POWELL  
10 Special Assistant United States Attorney

11  
12 DATED: January 24, 2011

13 /s/  
14 GALIA PHILLIPS  
15 Attorney for ELIAS SANTANA TLAHUITZO  
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[PROPOSED] ORDER

For the reasons stated above and at the January 24, 2011 hearing, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from January 24, 2011 through February 11, 2011 is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A). The failure to grant the requested exclusion of time would unreasonably deny counsel for the defendant and for the Government the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §3161(h)(7)(B)(iv).

**IT IS SO ORDERED.**

DATED: 25 Jan 11

  
THE HONORABLE BERNARD ZIMMERMAN  
United States Magistrate Judge